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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA,) No. CR 12-502 RS

15 Plaintiff,)

16 v.)

17 GERARDO GUSTAVO CASTRO)
18 ARELLANO,)

19 Defendant.)

[PROPOSED] ORDER EXCLUDING
TIME FROM OCTOBER 30, 2012
THROUGH NOVEMBER 20, 2012

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[PROPOSED] ORDER
CR 12-502 RS

1 [PROPOSED] ORDER

2 On October 30, 2012, the parties in this case appeared before the Court. At that time, the
3 parties stipulated that time should be excluded from the Speedy Trial Act calculations from
4 October 30, 2012 through November 20, 2012 for effective preparation of counsel. The parties
5 represented that the exclusion was for the reasonable time necessary for effective preparation of
6 defense counsel, taking into account the exercise of due diligence. See 18 U.S.C. §
7 3161(h)(7)(B)(iv). The parties also agreed that the ends of justice served by granting such a
8 continuance outweighed the best interests of the public and the defendant in a speedy trial. See
9 18 U.S.C. § 3161(h)(7)(A).

10 As the Court found on October 30, 2012, and for the reasons stated above, the Court finds
11 that an exclusion of time from October 30, 2012 through November 20, 2012 is warranted and
12 that the ends of justice served by the continuance outweigh the best interests of the public and
13 the defendant in a speedy trial. See 18 U.S.C. §3161 (h)(7)(A). The failure to grant the
14 requested continuance would deny defense counsel the reasonable time necessary for effective
15 preparation, taking into account the exercise of due diligence, and would result in a miscarriage
16 of justice. See 18 U.S.C. §3161(h)(7)(B)(iv).

17 SO ORDERED.

18 DATED: 11/20/12

19 
THE HONORABLE RICHARD SEEBORG
United States District Court Judge

20 [PROPOSED] ORDER

21 CR 12-502 RS